Cardillo & Corbett
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HEBEI COURAGE SHIPPING CO., LTD.
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Tulio R. Prieto (TP-8455)

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

HEBEI COURAGE SHIPPING CO., LTD.,

Plaintiff,

-against-

BRAVE BULK TRANSPORT LTD.,

Defendant.

ECF

AFFIDAVIT PURSUANT

TO SUPPLEMENTAL

RULE B

08 Civ. 6897 (LBS

STATE OF NEW YORK)

OUNTY OF NEW YORK)

TULIO R. PRIETO, being duly sworn, deposes and says:

1. I am a member of the Bar of this Court and a member of the firm of Cardillo & Corbett, attorneys for the Plaintiff herein. I am familiar with the facts of this case and make this affidavit in support of Plaintiff's prayer for the issuance of a Writ of Maritime Attachment and Garnishment, pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure.

- 2. I have attempted to locate the defendant, BRAVE BULK TRANSPORT LTD., within this District. As part of my investigation to locate the Defendant within this District, I examined the telephone company information directory, as well as the white and yellow pages of New York listed on the Internet or World Wide Web, and did not find any listing for the Defendant.
- 3. The database of the office of the New York State Secretary of State was searched to determine if Defendant is qualified to do business in New York, without result.
- 4. On information and belief, Defendant was, and still is, a foreign corporation, or other business entity, organized under, and existing by virtue of the laws of a foreign country with an address at 147/1 St. Lucia Street, Valletta, Malta.
- 5. In consequence of these inquiries your deponent believes that the Defendant cannot be found within the Southern District of New York.
- 6. Upon information and belief, Defendant has, or will have during the pendency of this action, tangible and intangible property within the District in the hands of garnishees including, but not limited to, ABN Amro Bank NV, American Express Bank, Banco Popular, Bank Leumi, Bank of America, Bank of China, Bank of Communications Co. Ltd. New

York Branch, Bank of India, Bank of New York, Barclays Bank, BNP Paribas, Calyon, Citibank, Commerzbank, Deutsche Bank, HSBC (USA) Bank, J.P. Morgan Chase, Standard Chartered Bank, State Bank of India, Societe Generale, UBS AG and/or Wachovia Bank, in the form of accounts and/or fund transfers identified as follows:

- a) accounts in the name of BRAVE BULK TRANSPORT LTD., or
- b) electronic funds transfers listing BRAVE BULK TRANSPORT LTD., as a beneficiary of the funds transfer, or
- C) electronic funds transfers showing BRAVE BULK TRANSPORT LTD., as the remitting party or ordering customer.
- This is Hebei Courage Shipping Co., Ltd.'s first request for this relief.

WHEREFORE, HEBEI COURAGE SHIPPING CO., LTD. respectfully requests that the Court authorize the issuance of process in the form of a Writ of Maritime Attachment and Garnishment seeking attachment and garnishment of BRAVE BULK TRANSPORT LTD.'s tangible and intangible property within this District.

TULIO R. PRIETO

Sworn to before me this 1st day of August, 2008

NOTARY

CHRISTOPHIL B. COSTAS Notary Public, State of New York No. 31-0773693 Qualified in New York County

Commission Expires April 30,